

# **The IASA Self-Assessment Tool**

## **Appendix E — Title IX - Indian, Native Hawaiian, and Alaska Native Education**

### **Authorizing Statute**

Public Law 103-382 (*Improving America's Schools Act*)

### **Target Population**

American Indian and Alaska Native children and adults.

### **Purpose**

Programs authorized under Title IX, Part A, support the efforts of local education agencies (LEAs), state education agencies, and Indian tribes and organizations to improve the teaching and learning of American Indian and Alaska Native children and adults.

### **Program Description**

Title IX, Part A of the IASA, supports programs that address the educational and culturally related needs of American Indian children and adults. Programs under this section stress a more coordinated approach to service delivery, stronger accountability system and greater flexibility in program design. The locally developed programs must promote high standards for all students and build upon Indian culture and the community.

Programs developed under this legislation must support efforts to help Indian students achieve the same high standards expected of all students and to promote comprehensive planning by LEAs. A new requirement is that each LEA or tribe applying for a Part A grant must develop a comprehensive program for meeting the needs of Indian children, consistent with the state and local improvement plans, and if applicable, *Goals 2000: Educate America Act*.

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## Parameters

The statute

- permits LEAs to combine Indian education funds with other state, local and federal funds in Title I schoolwide projects if the Indian Education Parent Committee approves the use of the funds for the schoolwide program; and the schoolwide program is consistent with the purposes of the legislation;
- requires a Comprehensive Plan that is consistent with state and local improvement plans and if applicable, *Goals 2000: Educate America Act*. The Plan must include student performance goals, describe professional development that will be provided and explain how the district will assess students' progress toward meeting the goals and provide the results of this assessment to the Indian Parent committee and the community;
- requires a local assessment and prioritization of the educational and culturally related academic needs of the American Indian and Alaska native students involved in the program. This information must be shared, in open consultation, with parents of Indian children and teachers, and, if appropriate, Indian students from secondary schools, including public hearings; and
- supports school-to-work transition activities to enable Indian students to participate in programs such as *School-to-Work Opportunities Act of 1994* and the *Carl D. Perkins Vocational and Applied Technology Education Act*.

## Collaborating Programs

Title I, Title VI, Title IV, *School-to-Work Opportunities Act of 1994* and *Carl D. Perkins Vocational and Applied Technology Education Act*.

## Grant Period

The grant period is July 1 to June 30. The grant period can be extended to September 30.

## Eligible Sub-recipients

LEAs, Bureau funded schools, and, in certain circumstances Indian tribes, are eligible to apply under the Indian Education formula grant program.

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## Local Education Agency (LEA) Indian Education — Formula Grants to Local Education Agencies (IASA Title IX, Part A, Subpart 1, Sections 9112 and 9114)

### PART A: PROGRAM COMPLIANCE

*(Check responses agreed on by your self-assessment team.)*

	Yes	No	In Progress	Evidence
<b>Grants to Local Education Agencies (Section 9112)</b>				
1) There are at least 10 Indian students enrolled in the LEA and the enrollment of these students constitutes not less than 25% of the total district enrollment.				
<b>Applications (Section 9114)</b>				
1) The LEA submitted an application for Indian Education Funds in a timely manner.				
2) The application includes a comprehensive program for meeting the needs of Indian children, including language and cultural needs, that:				
a) provides programs and activities to meet the culturally related academic needs of American Indian students;				
b) is consistent with, and promotes the goals in the state and local improvement plans, either approved or being developed, under Title III of the Goals 2000: Educate America Act or, if such plans are not approved or being developed with the consolidated state and local plans;				
c) includes academic content and student performance goals and benchmarks for attaining challenging state standards for all children;				
d) explains how federal, state, and local programs will meet the needs of students;				
e) describes the professional development opportunities that will be provided, as needed, to ensure that:				
1) teachers and other school professionals who are new to the Indian community are prepared to work with Indian children; and				
2) all teachers involved in programs have been properly trained; and				

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*(Check responses agreed on by your self-assessment team.)*

	Yes	No	In Progress	Evidence
f) describes how the local LEA:				
1) periodically assesses the progress of all Indian children enrolled including non-participating Indian children in meeting program goals;				
2) provides the results of each assessment to the Title IX advisory parents; the community served by the LEA; and responds to findings of any previous assessments similar to those previously described.				
3) The LEA's application includes assurances that:				
a) funds will be used to supplement, not supplant, federal funding;				
b) required reports will be submitted;				
c) the program:				
1) is based on a local assessment and prioritization of the special educational and culturally related academic need of American Indian students;				
2) uses the best available talents and resources including individuals from the Indian community; and				
3) was developed in open consultation with parents of Indian children and teachers, and if appropriate, Indian students from secondary schools, including public hearings to provide the participating Indian population a full opportunity to understand the program and to offer recommendations regarding the program.				
4) The LEA developed the program with the participation and written approval of a committee composed of and selected by:				
a) parents of Indian children in the local educational agency's schools and teachers; and				
b) if appropriate, Indian students attending secondary schools.				
5) The committee membership is at least more than one-half parents of Indian children.				

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*(Check responses agreed on by your self-assessment team.)*

		Yes	No	In Progress	Evidence
6)	The committee develops policies and procedures related to the hiring of personnel, so that the program is operated and evaluated in consultation with, and with the involvement of parents of the children and representatives of the area to be served.				
7)	With respect to an application describing a schoolwide program, the committee has:				
	a) reviewed the programs in a timely fashion; and				
	b) determined that the program will not diminish the availability of culturally related activities for American Indians.				
8)	The committee adopted reasonable bylaws for the conduct of the activities of the committee and abides by its bylaws.				

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## Local Education Agency (LEA) Indian Education — Formula Grants to Local Education Agencies (IASA Title IX, Part A, Subpart 1, Section 9115)

*(Check responses agreed on by your self-assessment team.)*

		Yes	No	In Progress	Evidence
<b>Authorized Services and Activities (Section 9115)</b>					
1)	Grant funds are used in a manner consistent with the purposes of the legislation for services and activities that:				
a)	are designed to carry out the comprehensive plan for Indian students;				
b)	are designed with special regard for the language and cultural needs of the Indian students; and				
c)	supplement and enrich the regular school program.				
d)	The services and activities include:				
1)	culturally related activities that support the program described in the LEA's application;				
2)	early childhood and family programs that emphasize school readiness;				
3)	enrichment programs that focus on problem solving and cognitive skills development and directly support the attainment of challenging State content and student performance standards;				
4)	integrated educational services in combination with other programs that meet the needs of Indian children and their families;				
5)	school-to-work transition activities to enable Indian students to participate in programs such as these supported by the School-to-Work Opportunities Act of 1994 and the Carl D. Perkins Vocational and Applied Technology Act, including programs for tech prep, mentoring, and apprenticeship;				
6)	activities to educate individuals concerning substance abuse and to prevent substance abuse; and				

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*(Check responses agreed on by your self-assessment team.)*

		Yes	No	In Progress	Evidence
7)	the acquisition of equipment, if the equipment is essential to meet the program purposes.				
2)	Any schoolwide programs operated in conjunction with this program may use funds from Title IX only if:				
a)	the committee composed of parents approves the use of the funds for the schoolwide program; and				
b)	the schoolwide program is consistent with Indian education program purposes.				

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**Local Education Agency (LEA)**  
**Indian Education — Formula Grants to Local Education Agencies**  
**(IASA Title IX, Part A, Subpart I, Section 9116)**

*(Check responses agreed on by your self-assessment team.)*

		Yes	No	In Progress	Evidence
<b>Student Eligibility Forms</b>					
1)	The LEA maintains a file for each Indian child served that includes a form determining eligibility for the program.				
2)	The eligibility forms include the following:				
a)	the name of the tribe or band of Indians to which the child claims membership;				
b)	the enrollment number establishing the membership of the child (if readily available); and				
c)	the name and address of the organization that maintains updated and accurate membership data for such tribe or band of Indians; or if the child is not a member of a tribe or band of Indians, the name, the enrollment number (if readily available), and the organization (and address) responsible for maintaining updated and accurate membership rolls of any parent or grandparent of the child from whom the child claims eligibility;				
d)	a statement of whether the tribe or band of Indians to which the child, parent or grandparent claims membership is federally recognized;				
e)	the name and address of the parent or legal guardian of the child;				
f)	a signature of the parent or legal guardian of the child that verifies the accuracy of the information supplied; and				
g)	any other information necessary to provide an accurate program profile.				



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*(Check responses agreed on by your self-assessment team.)*

		Yes	No	In Progress	Evidence
3)	Minimally, the eligibility form includes:				
	a) the name of the child;				
	b) the name of the tribe or band of Indians which the child claims eligibility; and				
	c) the dated signature of the parent or guardian of the child.				
4)	The eligibility form meets the standards of proof established in the 1985-86 academic year under the Indian Elementary and Secondary School Assistance Act.				

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**Local Education Agency (LEA)**  
**Special Programs Relating to Adult Education for Indians**  
**(IASA Title IX, Part A, Subpart 3, Section 9131)**

*(Check responses agreed on by your self-assessment team.)*

		Yes	No	In Progress	Evidence
<b>Improvement of Educational Opportunities for Adult Indians (section 9131)</b>					
1)	The LEA has received a grant related to improvement of educational opportunities for adult Indians.				
2)	The application contains:				
	a) a statement describing the activities to be conducted, and the objectives to be achieved; and				
	b) a description of the method to be used for evaluating the effectiveness of the activities and determining whether the objectives of the grant are achieved.				
3)	The application indicates that:				
	a) there has been adequate participation by the individuals to be served and appropriate tribal communities in the planning and development of the activities; and				
	b) the individuals and tribal communities will participate in the operation and evaluation of the activities.				

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### PART B: ASSESSMENT OF NEED FOR TECHNICAL ASSISTANCE ON TITLE IX PROGRAMS

1. Assistance is needed for the following components:  
(List or specify that no assistance is needed.)

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2. The contact person to arrange the assistance is: \_\_\_\_\_

(Name and Phone Number)

3. The type of assistance needed includes:  
(Check all that apply)

☐

materials, resources

☐

telephone consultation with the SEA or another technical assistance provider

☐

professional development

☐

short term

☐

long term

☐

expert consultant/distinguished educator

☐

school support team assistance

☐

facilitation/problem solving by the school improvement team or whole faculty

☐

Other

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(Please specify)

# **The IASA Self-Assessment Tool**

## **Johnson-O'Malley Program**

### **Authorizing Statute**

Johnson-O'Malley Act of April 16, 1934; as amended, 25 U.S.C. 452; Public Law 93-638; U.S.C. 455-457.

### **Target Population**

Eligible Indian students, from age three (3) years through grade twelve (12) are eligible for benefits provided by this supplemental program. Eligibility requirements further state that students are to be  $\frac{1}{4}$  or more degree Indian blood or recognized by the Secretary of the Interior as being eligible for Bureau services.

### **Program Description**

The purpose of the Johnson-O'Malley (JOM) program is to financially assist those efforts designed to meet the specialized and unique educational needs of eligible Indian students, including programs supplemental to the regular LEA program.

LEAs, Indian Tribes, and Indian organizations are eligible to apply for a contract for the Johnson-O'Malley program funds, provided that they have eligible Indian students and have established an Indian Education Committee. The Indian Education Committee must be elected from parents of eligible Indian students to be served by the program.

### **Parameters**

- Maximum Indian participation in the development, approval and implementation of all programs contracted under this part shall be required.
- Indian Education Committee members must be elected from among the parents (including persons acting in *loco parentis* except school administrators or officials) of eligible Indian students enrolled in the schools affected by a contract under this part.
- The existence of an Indian Education Committee shall not limit the continuing participation of the rest of the Indian community in all aspects of programs contracted under this part.
- The organizational papers and by-laws of the Indian Education Committee may include additional powers and duties which would permit the Committee to make an annual assessment of the learning needs of Indian children in the community affected.
- Funds under this program may not be used for capital expenditures.
- Contract terms are renegotiated annually.
- Johnson-O'Malley is an entitlement program for eligible Indian students.

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## **Collaborating Programs**

Title IX, Indian Education Formula Grants to LEAs.

## **Application Process**

The State Johnson-O'Malley contract is subject to state board approval. The application process is noncompetitive. Applications are available in August only to current grantees. Amendments are due in the fall for carry-over funds and in the spring to include final allocations. Completion Reports are due 90 days after the program ending date.

## **Grant Period**

The grant period follows the federal fiscal year, October 1 through September 30. Unused funds may be carried over into the next program year.

## **Eligible Sub-recipients**

Public schools, including charter schools, Indian Tribes, and Indian organizations.

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**Local Education Agency (LEA)**  
**Johnson – O'Malley Projects**

*(Check responses agreed on by your self-assessment team.)*

		Yes	No	In Progress	Evidence
<b>Eligible students (CFR 273.12)</b>					
1)	Adequate documentation (ADE 31-304) and individual forms (ADE 31-305) and/or authorized tribal lists are on file in the program.				
2)	Records indicate that students are three years of age by the beginning of the fiscal year.				
3)	Records indicate that students are one-fourth or more degree Indian blood or member of a tribe that is recognized by the Secretary of Interior as being eligible for Bureau Services.				
4)	Records indicate coordination of effort to avoid duplicate counting of a student (i.e., appearing on an LEA list and again on a tribal contractor's list).				
<b>Indian Education Committee (IEC) (CFR 273.16 and CFR 273.17)</b>					
1)	Established procedures, i.e., organizational documents and bylaws are on file and available for examination by the parents of eligible students and the contractor.				
2)	Copies of IEC's minutes and documents indicating the Committee's participation in the planning, development, implementation and evaluation of the program application are on file.				
3)	A current listing of committee members and officers is on file.				
4)	Evidence of committee's involvement in the following activities:				
	a) Reviewing/approving budgets(s)				
	b) Recommending criteria for employment in the program are on file.				

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*(Check responses agreed on by your self-assessment team.)*

	Yes	No	In Progress	Evidence
<b>Needs Assessment (CFR 273.16)</b>				
1) Documentation is available to support program goals/objectives, i.e., identifies the learning needs of eligible students.				
2) Previous evaluation findings/results were used in the needs assessment process.				
3) Records indicate the involvement of specific groups, i.e., parents, students, (where applicable) and teachers in the needs assessment.				
4) There is documentation to indicate a coordination of resources and effort with other programs.				

### Meaningful Participation (CFR 273.18)

1) Job announcements/descriptions and employment records indicate to the greatest extent feasible, positions under this contract and this program provide adequate opportunity and consideration for the employment and training of Indians.				
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### Program Design

1) If an instructional objective is given, an identifiable instructional management system is evidenced.				
2) There is interaction on a regular basis among Indian Education staff and regular classroom teachers.				
3) Current job description for each position in this program is on file.				
4) A current budget expense report is on file, and available for inspection by the contractor and parents of eligible students.				
5) If parental cost items are included in the budget, a copy of the policy is on file.				

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*(Check responses agreed on by your self-assessment team.)*

		Yes	No	In Progress	Evidence
<b><i>Evaluation</i></b>					
1)	Narrative describing how the program is being evaluated is on file.				
2)	Reports for previous years' evaluations are on file.				
3)	There is a plan to use evaluation results in program planning.				



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### PART B: ASSESSMENT OF NEED FOR TECHNICAL ASSISTANCE ON JOHNSON-O'MALLEY PROJECTS

1. Assistance is needed for the following components:  
(List or specify that no assistance is needed.)

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2. The contact person to arrange the assistance is: \_\_\_\_\_

(Name and Phone Number)

3. The type of assistance needed includes:  
(Check all that apply)

☐

materials, resources

☐

telephone consultation with the SEA or another technical assistance provider

☐

professional development

☐

short term

☐

long term

☐

expert consultant/distinguished educator

☐

school support team assistance

☐

facilitation/problem solving by the school improvement team or whole faculty

☐

Other

\_\_\_\_\_  
(Please specify)